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5 UNITED STATES DISTRICT COURT  
6 DISTRICT OF NEVADA  
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8 TELLER, an individual,

9 Plaintiff,

10 vs.

11 GERARD DOGGE (p/k/a GERARD BAKARDY),  
12 an individual,

13 Defendant.

Case No. 2:12-cv-00591-JCM-GWF

**ORDER**

14 This matter is before the Court on Plaintiff's Motion to Extend Adverse Inference Ruling  
15 Regarding Unfair Competition Claim (#202), filed on May 22, 2014. Defendant did not file an  
16 opposition to Plaintiff's motion. Plaintiff filed a Notice of Non-Opposition (#218) to his motion on  
17 June 13, 2014.

18 The undersigned has entered Report and Recommendation (#222) which, if adopted by the  
19 district judge, will result in the striking of Defendant Dogge's answer and the entering of his  
20 default. In the event this action proceeds to trial, however, the court agrees with Plaintiff that the  
21 previous adverse inference granted by the court in order (#178 ) should also extend to Plaintiff's  
22 unfair competition claim against Defendant which remains an issue for trial. Accordingly,

23 **IT IS HEREBY ORDERED** that Plaintiff's Motion to Extend Adverse Inference Ruling  
24 Regarding Unfair Competition Claim (#202) is **granted**.

25 DATED this 17th day of June, 2014.

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28 GEORGE FOLEY, JR.  
United States Magistrate Judge